

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of	:	
	:	
JEFFREY S. KIEL, ET AL.	:	
	:	Group Art Unit: 1625
Serial No.: 10/806,022	:	
	:	Examiner: Oh, Taylor V.
Filed: 03/22/2004	:	
	:	
For: PROCESS FOR PREPARING PHENOLIC	:	
ACID SALTS OF GABAPENTIN	:	

**RESPONSE AFTER FINAL REJECTION**

Mail Stop AF  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This response is being submitted in response to the Final Office Action of  
April 14, 2008.

**REMARKS**

Applicants would like to thank the Examiner for acknowledging that the double patenting rejection of claims 1-2, 5-9, and 18-9 based on copending Application No. 10/269,027 has been withdrawn based on the Terminal Disclaimer filed January 11, 2008.

Applicants would also like to thank the Examiner for withdrawing the rejection of claims 1-2 and 5-21 under 35 U.S.C. 103 (a) based on *Patel et al.* in view of *Gordziel* and acknowledging that Applicants made a convincing argument.

Claims 1-2 and 5-21 are currently rejected under 35 U.S.C. 103 (a) as being unpatentable over *Bryans et al.* (US 7,141,606) in view of *Berge et al.* (J. of